APPENDIX

Opinion of the United States Court of Appeals for the District of Columbia Circuit

UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 13010

ROBERT P. GALLOWAY, JR., APPELLANT

v.

UNITED STATES OF AMERICA, APPELLEE

Appeal from the United States District Court for the District of Columbia

Decided May 10, 1956

Mr. De Long Harris for appellant.

Mr. John D. Lane, Assistant United States Attorney, with Whom *Mr. Oliver Gasch,* United States Attorney, and *Messrs. Lewis Carroll* and *Victor Caputy,* Assistant United States Attorneys, were on the brief, for appellee. *Mr. Leo A. Rover,* United States Attorney at the time the record was filed, and *Mr. Carl Belcher,* Assistant United States Attorney, also entered appearances for appellee.

Before PRETTYMAN, WASHINGTON and BURGER, Circuit Judges.

PER CURIAM: Appellant was convicted on one count of a two-count indictment for assaulting police officers. His principal contention is that the trial court erred in refusing to grant an instruction prayed by him. We do not reach the question whether the requested instruction was sound as a matter of law, because we think the facts shown by the evidence did not require or justify such an instruction. Other alleged errors in the instructions were not noted in the trial court. We find no error affecting substantial rights of the appellant.

Affirmed.